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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
CHALMER, et al.

Appl. No.: 09/605,812

Art Unit: 2127

Filed: June 28, 2000

Examiner: SHAH, Nilesh R.

For: **REPLACEABLE SCHEDULING  
ALGORITHM IN  
MULTITASKING KERNEL**

Atty. Docket: EMS-00801

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JAN 26 2004

CERTIFICATE OF MAILING

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I hereby certify that the foregoing document is being deposited with the United States Postal Service as first class mail, postage prepaid, "Post Office to Addressee", in an envelope addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 15, 2004.

Tracey A. Newell

AMENDMENT UNDER 37 C.F.R. § 1.111

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This paper is being provided in response to the Office Action dated October 24, 2003, for the above-captioned U.S. patent application. This Response is believed to be in compliance with the Revised Amendment Format published in the Official Gazette on February 25, 2003, and therefore to be exempt from the requirements of 37 C.F.R. § 1.121(a)-(d).

It is not believed that extensions of time or fees for net addition of claims are required, beyond those which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required for consideration of this paper (including fees for net addition of

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02 FC:1202

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claims) are authorized to be charged in two originally-executed copies of an Amendment Transmittal Letter filed herewith.

**Amendments to the Claims** are reflected in the listing of claims that begins on page **3** of this paper.

**Remarks** begin on page **10** of this paper.

**AMENDMENT TRANSMITTAL LETTER**Docket Number  
EMS-00801Application Number  
09/605,812Filing Date  
June 28, 2000Examiner  
SHAH, Nilesh R.Group Art Unit  
2127Invention Title  
**REPLACEABLE SCHEDULING ALGORITHM IN MULTITASKING KERNEL****TO THE COMMISSIONER FOR PATENTS**

Transmitted herewith is an amendment in the above-identified application, including:

- (X) Amendment Under 37 C.F.R. § 1.111; and  
(X) Postcard Receipt

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**CLAIMS AS AMENDED**

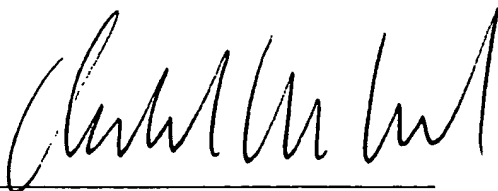
Technology Center 2100

	(1)		(2)	(3)		
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT NUMBER EXTRA	RATE	FEE
TOTAL CLAIMS	34	minus	20	14	x \$18	\$252.00
INDEPENDENT CLAIMS	4	minus	3	1	x \$86	\$ 86.00
MULTIPLE DEPENDENT CLAIM ADDED					\$290	
					<b>TOTAL</b>	<b>\$338.00</b>
If applicant has small entity status under 37 CFR 1.9 and 1.27, then divide total fee by 2, and enter amount here.				<b>SMALL ENTITY TOTAL</b>	\$	

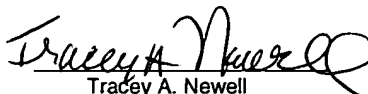
- \* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.  
\*\* If the highest number previously paid for IN THIS SPACE is less than 20, enter "20."  
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- (X) A check in the amount of \$338.00 to cover the filing fee,
- (X) Please credit any overpayment and/or charge any additional filing fees required under 37 CFR §§ 1.16 and 1.17 to our **Deposit Account Number 03-1721**. A duplicate copy of this sheet is enclosed.

  
Donald W. Muirhead, Reg. No. 33,978January 15, 2004  
Date

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Tracey A. Newell

(10-95)

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